



Louisville and Jefferson County Metropolitan Sewer District
700 West Liberty Street
Louisville Kentucky 40203-1911
502-540-6000
www.msdlouky.org

June 15, 2012

Ms. Donna Seadler
Remedial Project Manager
Kentucky/Tennessee Section
U.S. Environmental Protection Agency
Region IV
61 Forsyth Street
Atlanta, GA 30303

Subject: Ground Restorations - Lees Lane Superfund Site, Jefferson County, Kentucky

Dear Ms. Seadler:

MSD has recently taken actions to restore disturbed ground at the Lees Lane Landfill Site and on our flood protection levee adjacent to the site. A portion of this work was requested by the US Army Corps of Engineers (USACE) in conjunction with their 2010 Periodic Inspection of our flood protection system; other work was requested by the US Environmental Protection Agency (USEPA) and Kentucky Division of Waste Management.

MSD hired a contractor to perform these restorations at thirteen (13) sites either within the landfill area or along the adjacent flood protection levee. Approximately 330 cubic yards of fill material were placed in the restoration areas, and all areas were covered in seed and straw. The work was completed on June 14, 2012 at a total cost of \$18,375.00. The cost for restoration work within the levee system right-of-way was \$7,212.50; the cost for restoration within the Lees Lane Landfill site was \$11,162.50. A map showing the areas of restoration, the notice to proceed, and the approved invoice from the contractor are attached for your records.

If you have any questions about the ground restorations performed at the Lees Lane Landfill Site, please feel free to call me at (502) 540-6964.



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10913010



Figure 1 – Ground restoration near well field adjacent to levee access ramp



Figure 2 – Ground restoration at southeastern portion of site



Figure 3 – Ground restoration at southeastern portion of site

Sincerely,

Anthony E. Marconi, PE
Preventive Maintenance & Support Services Manager
Infrastructure & Flood Protection Division

AEM/hnd

F:\DATA\CMF\000-REORG\Budget - Capital\F12166 FY12 FPS Restorations\Lees Lane

Enclosed: 2










cc: Shawn Cecil, Kentucky Division of Waste Management
Wesley Turner, Kentucky Division of Waste Management
Daniel Phelps, Kentucky Division of Waste Management – Hard Copy
Greg Heitzman, Interim Executive Director, MSD
Scott Porter, Environmental Attorney, MSD
W. Brian Bingham, Regulatory Services Director, MSD
Saeed Assef, Infrastructure & Flood Protection Director, MSD
Steve Emly, Interim Chief Engineer, MSD

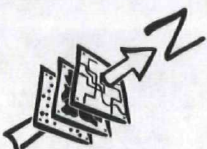
Lees Lane Ground Restoration Areas



Legend

Crew

-  USACE Ground Restoration Area
-  USEPA Ground Restoration Area
-  Flood Vault
-  Flood Gates
-  CLOSURE
-  ELEVATION
-  LEVEE
-  WALL
-  Flood Pump Stations



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Louisville/Jefferson County Information Consortium (LOJIC), a Jefferson County, Kentucky, based cooperative project of:

Louisville/Jefferson Metro Government,
Louisville Water Company,
Metropolitan Sewer District,
Property Valuation Administrator



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700 West Liberty Street
Louisville Kentucky 40203-1911
502-540-6000
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May 11, 2012

Mr. Denny Humphrey
Cherokee Construction & Excavating LLC
13125 Middletown Industrial Blvd.
Louisville, KY 40223

Subject: Purchase Order for Lees Lane Ground Restoration
Budget ID No. F12166

Dear Mr. Humphrey:

MSD accepts your lump sum proposal of \$18,375.00 for ground restoration at specified locations at the Lees Lane Landfill as shown in the attached maps. The scope of work shall include topsoil placement, grading, fertilizing, lime application, seed and straw or netting as required. The work performed shall be completed in a manner acceptable to MSD standards. The work shall be completed by June 10, 2012. If work is not fully completed by this date, this agreement will be considered void unless an extension is approved in writing.

The bid results for this purchase order are listed below.

Cherokee Construction & Excavating LLC	\$18,375.00
K. Weihe Construction	\$19,800.00
E-Z Construction	\$22,603.00
B & R Contracting	No Bid
Kruer Seeding Inc	No Bid
Summers Grading Service	No Bid

INDEMNIFICATION

The Contractor and his subcontractors and sub-subcontractors shall indemnify, hold harmless and defend MSD, its Board members, officers and employees, the Louisville Metro Government and shall have his subcontractors and sub-subcontractors indemnify, hold harmless and defend MSD, its Board members, officers, and employees, the Louisville Metro Government, as a result of or in connection with any claim arising out of or in connection with this contract or claims arising directly or indirectly there from, including, but not limited to, any legal expenses, court costs, punitive damages, or other expenses in defending such claims. If MSD or the Louisville Metro Government is sued or threatened to be sued in any manner to which this indemnification agreement would apply, MSD shall give written notice as soon as practicable of such suit or suits to the Contractor and the Contractor, subcontractor



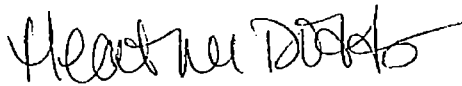
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or sub-contractor shall assume defense of any such suit. However, MSD reserves the right to approve the hiring of an attorney, by the Contractor, his subcontractors or sub-subcontractors to represent MSD in such matters.

The Contractor shall be obligated to correct, at no cost in time or money to MSD, any and all effective or nonconforming Work for a period of twelve (12) months following final completion upon direction from MSD.

Please mail all invoices for this project to me directly. If you have any questions, please contact me at (502) 689-8284.

Sincerely,

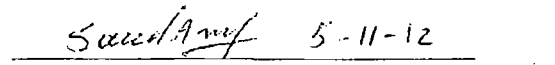


Heather Dodds, E.I.T.
Infrastructure & Flood Protection Engineer

Approved:



Loyiso Melisizwe
Wastewater / Stormwater Manager



Saeed Assef
Director of Infrastructure & Flood Protection

HND/hnd
F:\DATA\CMF\000-REORG\Budget - Capital\F12166 FY12 FPS Restorations\Lees Lane

cc: A. Marconi
M. Humphrey
C. Williams
P. Byrd
D. Miller
B. Bessar
Contract File

Received 6/15/12

Cherokee Construction & Excavating LLC
13125 Middletown Industr. Blvd
Louisville, KY 40223



Phone: 502-589-9737
Fax: 502-561-7862

Invoice

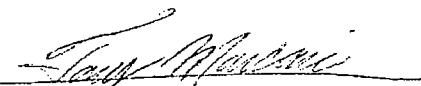
Invoice Number:
11661

Invoice Date:
Jun 14, 2012

Page:
1

To: Metropolitan Sewer District
700 West Liberty Street
Louisville, KY 40203

Fax 502-540-6106

Customer ID		Customer PO		Payment Terms	
MSD				Net 15 Days	
Project Location				Due Date	
Metropolitan Sewer District 700 West Liberty Street				6/29/12	
Quantity	Item	Description	Unit Price	Extension	
		Lees Lane Ground Restoration; Budget ID No. F12166 EPA Portion USACE levee Portion		11,162.50 7,212.50	
		F12166 Agreement # 41600004306 PO # 4500053412			
	Approved:	 Anthony Marcioni Pm + Support mgr	6/15/12 Date		

Please include invoice number on remittance. Thank you.

1 1/2% per month finance
charges will be added to
all invoices if unpaid in 30
days from invoice date.

Check No:

Total Invoice Amount
Payment Received
TOTAL

18,375.00

0.00

18,375.00

FIND

6/15/12

Cherokee Construction and Excavating LLC is a Native American Business Enterprise